

PUBLIC NOTICE



**US Army Corps
of Engineers
Kansas City District**

Issue Date: January 18, 2002

PUBLIC NOTICE FOR FEDERAL REGISTER NOTICE ANNOUNCING NEW NATIONWIDE PERMITS

On 15 January 2002, in Part II of the *Federal Register* (67FR 2020- 2095), the U.S. Army Corps of Engineers announced the reissuance of all existing Nationwide Permits (NWP), General Conditions, and definitions with some modifications, and one new General Condition (index attached).

After the publication of this *Federal Register* notice, Corps districts will begin finalizing their regional conditions for the new and modified NWPs. Regional conditions will provide additional protection for the aquatic environment, by ensuring that the NWPs authorize only those activities with minimal adverse effects on the aquatic environment. Regional conditions will help ensure protection of high value waters within the District.

The publication of this *Federal Register* notice also begins a 60-day process for States and the U.S. Environmental Protection Agency (for Tribal lands in Kansas) to make their Section 401 water quality certification decisions. The 401 decisions must be made within 60 days of publication of the 15 January 2002 *Federal Register*. At the end of this 60-day period, the reissued NWPs and Corps regional conditions will become effective on 18 March 2002.

The 15 January 2002 *Federal Register* notice is available for viewing at the Kansas City District Corps of Engineers Regulatory Program Office, Room 706, 601 East 12th Street, Kansas City, Missouri 64106, or on the Internet at <http://www.usace.army.mil/inet/functions/cw/cecwo/reg/2002nwps.pdf>. As an alternate, World Wide Web users can access the *Federal Register* through the U.S. Government Printing Office at http://www.access.gpo.gov/su_docs/aces/aces140.html.

The Corps has also issued final decision documents for the new and modified NWPs. These documents are also available on the Internet at <http://www.usace.army.mil/inet/functions/cw/cecwo/reg/nw2002dd/index.htm> and Corps district offices. Furthermore, the NWP decision documents will be supplemented by Division Engineers to address decisions concerning regional conditioning of the NWPs.

Index of Nationwide Permits, Conditions, Further Information, and Definitions

Nationwide Permits

1. Aids to Navigation
2. Structures in Artificial Canals
3. Maintenance
4. Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities
5. Scientific Measurement Devices
6. Survey Activities
7. Outfall Structures and Maintenance
8. Oil and Gas Structures
9. Structures in Fleeting and Anchorage Areas
10. Mooring Buoys
11. Temporary Recreational Structures
12. Utility Line Activities
13. Bank Stabilization
14. Linear Transportation Projects
15. U.S. Coast Guard Approved Bridges
16. Return Water From Upland Contained Disposal Areas
17. Hydropower Projects
18. Minor Discharges
19. Minor Dredging
20. Oil Spill Cleanup
21. Surface Coal Mining Activities
22. Removal of Vessels
23. Approved Categorical Exclusions
24. State Administered Section 404 Programs
25. Structural Discharges
26. [Reserved]
27. Stream and Wetland Restoration Activities
28. Modifications of Existing Marinas
29. Single-family Housing
30. Moist Soil Management for Wildlife
31. Maintenance of Existing Flood Control Facilities
32. Completed Enforcement Actions
33. Temporary Construction, Access and Dewatering
34. Cranberry Production Activities
35. Maintenance Dredging of Existing Basins
36. Boat Ramps
37. Emergency Watershed

- Protection and Rehabilitation
38. Cleanup of Hazardous and Toxic Waste
 39. Residential, Commercial, and Institutional Developments
 40. Agricultural Activities
 41. Reshaping Existing Drainage Ditches
 42. Recreational Facilities
 43. Stormwater Management Facilities
 44. Mining Activities

Nationwide Permit General Conditions

1. Navigation
2. Proper Maintenance
3. Soil Erosion and Sediment Controls
4. Aquatic Life Movements
5. Equipment
6. Regional and Case-by-Case Conditions
7. Wild and Scenic Rivers
8. Tribal Rights
9. Water Quality
10. Coastal Zone Management
11. Endangered Species
12. Historic Properties
13. Notification
14. Compliance Certification
15. Use of Multiple Nationwide Permits.
16. Water Supply Intakes
17. Shellfish Beds
18. Suitable Material
19. Mitigation
20. Spawning Areas
21. Management of Water Flows
22. Adverse Effects from Impoundments
23. Waterfowl Breeding Areas
24. Removal of Temporary Fills
25. Designated Critical Resource Waters
26. Fills Within 100-year Floodplains
27. Construction Period

Further Information

Definitions

- Best Management Practices (BMPs)

- Compensatory Mitigation
- Creation
- Enhancement
- Ephemeral Stream
- Farm Tract
- Flood Fringe
- Floodway
- Independent Utility
- Intermittent Stream
- Loss of Waters of the US
- Non-tidal Wetland
- Open Water
- Perennial Stream
- Permanent Above-grade Fill
- Preservation
- Restoration
- Riffle and Pool Complex
- Single and Complete Project
- Stormwater Management
- Stormwater Management Facilities
- Stream Bed
- Stream Channelization
- Tidal Wetland
- Vegetated Buffer
- Vegetated Shallows
- Waterbody